

**STATE OF MICHIGAN
MICHIGAN ADMINISTRATIVE HEARING SYSTEM
ADMINISTRATIVE HEARINGS FOR THE
DEPARTMENT OF HUMAN SERVICES**

IN THE MATTER OF:

[REDACTED]

Reg. No.: 201344628
Issue No.: 2000; 3000
Case No.: [REDACTED]
Hearing Date: May 30, 2013
County: Wayne (15)

ADMINISTRATIVE LAW JUDGE: Alice C. Elkin

SETTLEMENT ORDER

This matter is before the undersigned Administrative Law Judge pursuant to MCL 400.9 and MCL 400.37 following Claimant's request for a hearing. After due notice, a telephone hearing was held on May 30, 2013, from Detroit, Michigan. Participants on behalf of Claimant included Claimant. Participants on behalf of the Department of Human Services (Department) included [REDACTED], Eligibility Specialist, and [REDACTED], Family Independence Manager.

ISSUE

Whether the Department properly processed Claimant's Food Assistance Program (FAP) and Medical Assistance (MA) cases.

FINDINGS OF FACT

The Administrative Law Judge, based upon the competent, material, and substantial evidence on the whole record, finds as material fact:

1. Claimant was an ongoing recipient of FAP benefits.
2. Claimant received MA coverage under the Adult Medical Program (AMP).
3. On April 29, 2013, Claimant filed a request for hearing concerning his FAP and MA cases.

CONCLUSIONS OF LAW

Department policies are found in the Department of Human Services Bridges Administrative Manual (BAM), Bridges Eligibility Manual (BEM), Reference Tables Manual (RFT), and State Emergency Relief Manual (ERM).

The Food Assistance Program (FAP) [formerly known as the Food Stamp (FS) program] is established by the Food Stamp Act of 1977, as amended, and is implemented by the federal regulations contained in Title 7 of the Code of Federal Regulations (CFR). The Department (formerly known as the Family Independence Agency) administers FAP pursuant to MCL 400.10, *et seq.*, and Mich Admin Code, R 400.3001 through R 400.3015.

The Medical Assistance (MA) program is established by the Title XIX of the Social Security Act and is implemented by Title 42 of the Code of Federal Regulations (CFR). The Department of Human Services (formerly known as the Family Independence Agency) administers the MA program pursuant to MCL 400.10, *et seq.*, and MCL 400.105.

At the hearing, Claimant testified that he was satisfied with the Department actions concerning his FAP benefits and did not wish to proceed with a hearing concerning his FAP case. Because Claimant was not aggrieved by a Department action concerning his FAP benefits, his request for a hearing concerning his FAP benefits is dismissed. Mich Admin Code R 400.903(1).

With respect to the MA issue, Claimant testified that he had recently been approved by the Social Security Administration (SSA) for Supplemental Security Income (SSI) benefits. Shortly after the hearing began, the parties testified that they had reached a settlement concerning Claimant's MA case. Consequently, the Department agreed to do the following: transfer Claimant's MA coverage under the Adult Medical Program (AMP) to MA-SSI coverage beginning on the eligibility date indicated on Claimant's SOLQ (Single Online Query) report.

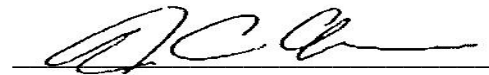
As a result of this settlement, Claimant no longer wishes to proceed with the hearing. See MCL 24.278(2). As such, it is unnecessary for this Administrative Law Judge to render a decision regarding the facts and issues in this case.

DECISION AND ORDER

The Administrative Law Judge concludes that the Department and Claimant have come to a settlement regarding Claimant's request for a hearing concerning his MA case.

THE DEPARTMENT IS ORDERED TO DO THE FOLLOWING:

1. Transfer Claimant's MA coverage under the Adult Medical Program (AMP) to MA-SSI coverage beginning on the eligibility date indicated on Claimant's SOLQ (Single Online Query) report.



Alice C. Elkin
Administrative Law Judge
for Maura Corrigan, Director
Department of Human Services

Date Signed: 6/7/2013

Date Mailed: 6/7/2013

NOTICE: Michigan Administrative Hearing System (MAHS) may order a rehearing or reconsideration on either its own motion or at the request of a party within 30 days of the mailing date of this Decision and Order. MAHS will not order a rehearing or reconsideration on the Department's motion where the final decision cannot be implemented within 90 days of the filing of the original request. (60 days for FAP cases)

The Claimant may appeal the Decision and Order to Circuit Court within 30 days of the receipt of the Decision and Order or, if a timely request for rehearing was made, within 30 days of the receipt date of the rehearing decision.

ACE/hw

cc:

